

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION

MALAYSIA WALTON

PLAINTIFF

VS.

CIVIL ACTION NO. 3:20-cv-00211-MPM-JMV

CITY OF TUNICA, MISSISSIPPI,  
TUNICA COUNTY, MISSISSIPPI,  
DEPUTY BRANDON SMITH (in his  
individual and official capacity), DEPUTY  
BOBBY JEFFERIES (in his individual and  
official capacity), CAPTAIN WALTER  
FRENCH (in his individual and official  
capacity), OFFICER ROOSEVELT EATON (in  
his individual and official capacity), OFFICER  
PHILLIP KEYS (in his individual and official  
capacity)

DEFENDANTS

**RULE 54(b) STIPULATION OF DISMISSAL WITH PREJUDICE  
AS TO DEFENDANTS ROOSEVELT EATON AND PHILLIP KEYS**

COME NOW Plaintiff Malaysia Walton, defendant Roosevelt Eaton, in his individual and official capacities, and defendant Phillip Keys, in his individual and official capacities, by and through their respective counsel, and pursuant to Rule 41(a)(1)(A)(ii) and/or Rule 41(a)(2) of the *Federal Rules of Civil Procedure*, hereby stipulate to the dismissal with prejudice of all causes of action against defendants Roosevelt Eaton and Phillip Keys, with each party to bear their own costs.

FURTHER, since Plaintiff continues to pursue her claims against the remaining defendants, these parties request and the Court so finds, that there is no just reason for delaying the entry of a final judgment dismissing plaintiff's claims against defendants Roosevelt Eaton and Phillip Keys pursuant to Rule 54(b) of the *Federal Rules of Civil Procedure*.

IT IS THEREFORE ORDERED AND ADJUDGED, that the plaintiff's claims against defendant Roosevelt Eaton and defendant Phillip Keys are hereby finally dismissed with prejudice and that final judgment is hereby rendered in favor of defendant Roosevelt Eaton and defendant

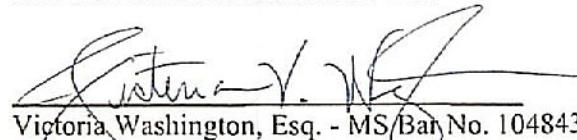
Phillip Keys as provided by Rule 54(b) of the *Federal Rules of Civil Procedure*. The clerk is directed to enter the final judgment as set forth herein, thereby making this a final judgment with respect to plaintiff's claims against Roosevelt Eaton and Phillip Keys. Plaintiff may continue to pursue her claims against the remaining defendants.

SO ORDERED AND ADJUDGED this the 9<sup>th</sup> day of MAY, 2022.



HONORABLE MICHAEL P. MILLS  
DISTRICT COURT JUDGE

APPROVED AND AGREED TO:



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